

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

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4 RICHARD LEE CANTERBURY,

5 Plaintiff,

6 v.

7 CLARK COUNTY DETENTION CENTER,
8 et al.,

9 Defendants.

Case No. 2:17-cv-00212-APG-NJK

ORDER

10 Plaintiff, who is a prisoner in the custody of the Nevada Southern Detention Center
11 ("NSDC"), has submitted a civil rights complaint pursuant to 42 U.S.C. § 1983. ECF No.
12 1-1. The complaint in this case is identical to the complaint filed on the same day in Case
13 2:17-cv-00211-MMD-NJK.¹ Compare ECF No. 1-1, 2:17-cv-00212-APG-NJK with ECF
14 No. 1-1, 2:17-cv-00211-MMD-NJK. Thus, it appears this case was opened in error.
15 Plaintiff himself seems confused that there are two separate cases numbers for the same
16 case. See ECF No. 20. The complaint in this case has not been screened, but the
17 complaint in 2:17-cv-00211-MMD-NJK has been screened. Therefore, I will dismiss the
18 complaint in this case without prejudice, and close the case. From this point forward,
19 Plaintiff should file documents only in Case 2:17-cv-00211-MMD-NJK.

20 I further deny as moot the following motions: Plaintiff's application for leave to
21 proceed *in forma pauperis* (ECF No. 9), motion for appointment of counsel (ECF No. 10),
22 motion for subpoena (ECF No. 10), amended motion for appointment of counsel (ECF
23 No. 13), motion that documents be submitted in size 15 font (ECF No. 14), motion for trial
24 (ECF No. 16), motions for ruling (ECF Nos. 17, 18), and motion for clarification (ECF No.
25 19). Plaintiff may refile any appropriate motion in Case 2:17-cv-00211-MMD-NJK.

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28 ¹ While the complaints are identical, the complaint in this case has additional
exhibits that are not attached to the complaint in Case 2:17-cv-00211-MMD-NJK.

1 It is ordered that Plaintiff's complaint (ECF No. 1-1) is dismissed, without prejudice,
2 without leave to amend.

3 It is further ordered that the application to proceed *in forma pauperis* (ECF No. 9)
4 is denied as moot.

5 It is further ordered that the motion for appointment of counsel (ECF No. 10) is
6 denied as moot.

7 It is further ordered that the motion for subpoena (ECF No. 11) is denied as moot.

8 It is further ordered that the amended motion for appointment of counsel (ECF No.
9 13) is denied as moot.

10 It is further ordered that the motion that documents be submitted in size 15 font
11 (ECF No. 14) is denied as moot.

12 It is further ordered that the motion for trial (ECF No. 16) is denied as moot

13 It is further ordered that the motions for ruling (ECF Nos. 17, 18) are denied as
14 moot.

15 It is further ordered that the motion for clarification (ECF No. 19) is denied as moot.

16 It is further ordered that Plaintiff shall file no more documents in this case. If he
17 chooses to file any further documents, they should be filed in Case 2:17-cv-00211-MMD-
18 NJK.

19 The Clerk of the Court is directed to close this case and enter judgment
20 accordingly.

21 DATED THIS 16th day of January, 2018.

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25 UNITED STATES DISTRICT JUDGE
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